

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**KEVIN McGHIEY,**

Plaintiff,

v.

**METRO NEWS SERVICE, INC.,**

Defendant.

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**CIVIL ACTION NO.**

**SA-12-CV-00578-FB**

**DEFENDANT’S DESIGNATION OF POTENTIAL WITNESSES**

Defendant Metro News Service, Inc. (“Metro News”), through its undersigned counsel, and pursuant to this Court’s Scheduling Order, submits the following designation of potential witnesses:

**POTENTIAL WITNESSES**

Kevin McGhiey  
C/O Adam Poncio  
Poncio Law Offices, P.C.  
5410 Fredericksburg Road, Suite 109  
San Antonio, Texas 78229

Mr. McGhiey is the Plaintiff in this matter and may have knowledge concerning his job duties, performance while employed by Metro News, disciplinary actions taken against him, if any, alleged leaves of absence and requests for accommodation requested or taken by Plaintiff or provided by Metro News while employed with Metro News, the policies and practices at the office where he worked, Plaintiff’s previous filing of charges of discrimination, and generally the allegations made in his complaint.

Horace Southward  
Metro News

PO Box 767  
De Soto, TX 75123  
Available through Metro News' Counsel of Record

Mr. Horace Southward is the President of Metro News and may have knowledge concerning Metro News' employment policies and practices and knowledge of Plaintiff's job duties and performance, disciplinary actions taken against him, if any, any alleged leaves and/or accommodations requested or taken by Plaintiff or provided by Metro News while employed with Metro News, Plaintiff's previous filing of charges of discrimination, and generally the allegations made in Plaintiff's complaint and Metro News' defenses.

Eric Southward  
Metro News  
PO Box 767  
De Soto, TX 75123  
Available through Metro News' Counsel of Record

Mr. Eric Southward is the Vice President, Marketing of Metro News and may have knowledge concerning Metro News' employment policies and practices and knowledge of Plaintiff's job duties and performance, disciplinary actions taken against him, if any, any alleged leaves and/or accommodations requested or taken by Plaintiff or provided by Metro News while employed with Metro News, Plaintiff's previous filing of charges of discrimination, and generally the allegations made in Plaintiff's complaint and Metro News' defenses.

Chris Southward  
Metro News  
PO Box 767  
De Soto, TX 75123  
Available through Metro News' Counsel of Record

Mr. Chris Southward is the Vice President, Operations of Metro News and may have knowledge concerning Metro News' employment policies and practices and knowledge of Plaintiff's job duties and performance, disciplinary actions taken against him, if any, any alleged

leaves and/or accommodations requested or taken by Plaintiff or provided by Metro News while employed with Metro News, Plaintiff's previous filing of charges of discrimination, and generally the allegations made in Plaintiff's complaint and Metro News' defenses.

Len Fernandez  
Metro News  
PO Box 767  
De Soto, TX 75123  
Available through Metro News' Counsel of Record

Mr. Fernandez is the Director of Strategic Planning for Metro News and may have knowledge concerning Metro News' employment policies and practices and knowledge of Plaintiff's job duties and performance, disciplinary actions taken against him, if any, any alleged leaves and/or accommodations requested or taken by Plaintiff or provided by Metro News while employed with Metro News, Plaintiff's previous filing of charges of discrimination, and generally the allegations made in Plaintiff's complaint and Metro News' defenses.

David Lopez  
Metro News  
PO Box 767  
De Soto, TX 75123  
Available through Metro News' Counsel of Record

Mr. Lopez is an Assistant Manager at Metro News who worked directly with Plaintiff on a daily basis and may have knowledge concerning Metro News' employment policies and practices and knowledge of Plaintiff's performance and generally the allegations made in Plaintiff's complaint and Metro News' defenses.

Glenda Connell  
Metro News  
PO Box 767  
De Soto, TX 75123  
Available through Metro News' Counsel of Record

Ms. Connell performs administrative assistant work at Metro News and worked directly with Plaintiff on a daily basis and may have knowledge concerning Metro News' employment policies and practices and knowledge of Plaintiff's performance and generally the allegations made in Plaintiff's complaint and Metro News' defenses.

Maria Deamer  
Metro News  
PO Box 767  
De Soto, TX 75123  
Available through Metro News' Counsel of Record

Ms. Deamer is a Business Development Specialist at Metro News who worked directly with Plaintiff on a daily basis and may have knowledge concerning Metro News' employment policies and practices and knowledge of Plaintiff's performance and generally the allegations made in Plaintiff's complaint and Metro News' defenses.

Shannon Southward  
Metro News  
PO Box 767  
De Soto, TX 75123  
Available through Metro News' Counsel of Record

Ms. Southward is a Client Relations Manager at Metro News who worked directly with Plaintiff on a daily basis and may have knowledge concerning Metro News' employment policies and practices and knowledge of Plaintiff's performance and generally the allegations made in Plaintiff's complaint and Metro News' defenses.

Metro News reserves the right to call any of these individuals as witnesses at the time of trial in this matter and also reserves the right to call any witnesses disclosed by Plaintiff who are identified in any initial disclosure, or supplemental disclosures, or witness list. Metro News also reserves the right to call and/or cross-examine any expert witness identified by Plaintiff in any proper expert witness designation or disclosure by Plaintiff.

Metro News also reserves its right to supplement and/or amend its Designation of Potential Fact Witnesses as necessary under the Federal Rules of Civil Procedure.

Respectfully submitted on this 14th day of December, 2012,

s/ Nathan A. Schacht  
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ATTORNEYS FOR DEFENDANT

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **Defendant's Designation of Potential Witnesses** was served via the court's ECF system on this 14<sup>th</sup> day of December, 2012, on the following:

Adam Poncio  
Tiffany Miller  
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*s/ Nathan A. Schacht*